**IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL**

**WRIT PETITION NO.524 (MS) OF 2006**

Pushkar Singh,
S/o late Shri Narendra Singh,
R/o Village and Post Badhkholu Patti, Purvi,
Maniyarshyu, District-Pauri Garhwal.

.....Petitioner.

Versus

1. Commissioner Garhwal Mandal, Dehradun.
2. Collector Pauri Garhwal.
3. Shir Rajpal Singh Aswal,
   S/o Bhajan Singh Aswal,
   R/o MIC Road Pauri District Pauri Garhwal.

.....Respondents.

***Mr. D.C.S. Rawat, Advocate for the petitioner.***
***Learned Standing Counsel for the respondents no. 1 and 2.***

**Dated: 09.05.2006**

**Hon'ble Rajesh Tandon, J.**

Petitioner has filed the present writ petition, challenging the order-dated 21.04.2006 passed by the respondent no. 1 in Appeal No. 2 of 2004-2005 Pushkar Singh Vs. State of Uttaranchal and others (Annexure No.13 to the writ petition) and order dated 20.09.2005 passed by the respondent no. 2 (Annexure No.5).

Since the remedy is available to the petitioner to approach the revisional Court under Section 78 of the Minor Mineral Concession Rule, 2001, therefore, the writ petition is dismissed on the ground of alternative remedy. However, if the revision is filed the same shall be disposed of within a period of three months form the date of production of the certified copy of the order.

No order as to costs.

(Rajesh Tandon, J.)

09.05.2006
*Rathour*